

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Commercial Taxes Department - Allegations of corruption against Sri P.Dayaratnam, former Deputy Commercial Tax Officer (now Retd.) - Criminal case filed in CC No.1/1996 - Convicted - Punishment of withholding pension and gratuity in full permanently - Imposed - Criminal Appeal filed - Allowed - Further action dropped - Orders - Issued

REVENUE (VIGILANCE - II) DEPARTMENT

G.O.Rt.No.1091

Dated:02-12-2014

Read the following:

- 1.G.O.Rt.No.691, Revenue (Vigilance-I) dept., dt.03-04-2007.
- 2.Judgement of Hon`ble AP High Court in Crl.Appeal No.1822/2005, dated 04-12-2013.
- 3.Representation dt.06-01-2014 of Sri P.Dayaratnam, DCTO (CT) (now Retd) received from CCT, AP, Hyderabad, vide Lr.No.V2/87/94, dt.07-02-2014
- 4.From DG., ACB, Rc.No.133/RCA-NPK/1993, dated 19-03-2014.

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ORDER:

Whereas, in the reference 1st read above, orders have been issued imposing punishment of withholding of pension and gratuity in full permanently against Sri P.Dayaratnam, former Deputy Commercial Tax Officer (now Retd.) as he was convicted by the Special Judge for SPE and ACB cases, Nellore in C.C.No. 1/1996, dated 25-11-2005 for the offences punishable under section 13 (2) read with section 13 (1) (e) of the Prevention of Corruption Act 1988 in a case of acquisition of assets disproportionate to the known source of legal income.

2. And Whereas, aggrieved by the conviction orders passed by the Hon`ble ACB court, Nellore and the consequential orders passed by the Government in the reference 1st read above, Sri P.Dayaratnam, former Deputy Commercial Tax Officer (now Retd.) filed Criminal Appeal No.1/1996 before the Hon`ble A.P.High Court. The Hon`ble High Court has allowed the Criminal Appeal No.1/1996 on 03-12-2013 and observed that the disproportionate assets of Accused Officer are found to be less than 10% of his total income and set-aside the conviction and sentence recorded by the trial court and found that the Accused Officer is not guilty of the offence and acquitted him of the charges, vide reference 2nd read above.

3. Whereas, in the reference 3rd read above, Sri P.Dayaratnam, former Deputy Commercial Tax Officer (now Retd.) represented that the Hon`ble High Court has allowed the Criminal appeal filed by him against the trial court judgment and requested to issue orders in the matter. The Director General, Anti-Corruption Bureau in the reference 4th read above has stated that there are no grounds to file SLP before the Hon`ble Supreme Court of India against the orders of the Hon`ble High Court.

4. Government after careful examination of the matter, have decided and hereby order to drop further action against Sri P.Dayaratnam, former Deputy Commercial Tax Officer (Commercial Taxes) (now Retd.) in the case of acquisition of assets disproportionate to the known source of legal income, pending finalization of departmental action initiated against him for violation of A.P.S.C.(Conduct) Rules, 1964.

P.T.O.,

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5. The Commissioner, Commercial Taxes, AP., Hyderabad, shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P.SINGH
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri P.Dayaratnam, former Deputy Commercial Tax Officer (now Retd.)
through the Commissioner, Commercial Taxes, A.P., Hyderabad

The Commissioner, Commercial Taxes, A.P., Hyderabad.

The Deputy Commissioner, Commercial Taxes, Nellore.

Copy to:

The Secretary to V.C., A.P. Vigilance Commission, Hyderabad.

The Director General, Anti-Corruption Bureau, Hyderabad.

The Accountant General, AP., Hyderabad.

The Director of Treasuries & Accounts, AP., Hyderabad.

SF/SC.

//Forwarded :: By Order //

SECTION OFFICER.